



REC'D PCT/PTO 22 JUN 2006

37389-404000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gerry DONOHOE

Serial No.: 10/530,264

Filing Date: April 5, 2005

) CHARACTERIZATION AND NON-INVASIVE
) CORRECTION
)
)
)
)

TRANSMITTAL LETTER

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find enclosed the following documents pertaining to the above-referenced application:

1. Duplicate Notice to File Missing Parts of Application
4. Certificate of First Class Mailing
5. Postcard

Please charge any additional fees to **Deposit Account No. 19-1351**. A duplicate copy of this transmittal is attached.

Please acknowledge receipt of the above by returning the enclosed stamped, self-addressed receipt postcard.

Respectfully Submitted,

Date: 06/19/2006

Timothy J. Keefer, Reg. No. 35,567

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CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 06/19/06

Christopher M. Nowak



UNITED STATES PATENT AND TRADEMARK OFFICE

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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/530,264 | Gerry Donohoe | 37389-404000 |

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| INTERNATIONAL APPLICATION NO. |
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PCT/EP03/11201

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|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 10/09/2003 | 10/09/2002 |

Timothy J Keefer
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 55 E Monroe Street
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RECEIVED

MAR 23 2006

SEYFARTH SHAW

CONFIRMATION NO. 4692

371 FORMALITIES LETTER



OC000000018793818

Date Mailed: 05/18/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 04/05/2005
- Copy of the International Search Report filed on 04/05/2005
- Copy of IPE Report filed on 04/05/2005
- Preliminary Amendments filed on 04/05/2005
- Information Disclosure Statements filed on 04/05/2005
- Oath or Declaration filed on 02/13/2006
- Request for Immediate Examination filed on 04/05/2005
- Copy of references cited in ISR filed on 04/05/2005
- U.S. Basic National Fees filed on 04/05/2005
- Priority Documents filed on 04/05/2005
- Power of Attorney filed on 02/13/2006

Applicant's response filed 02/13/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 12/12/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - Declaration not executed by Gerry Donohoe.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR

1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/530,264 | PCT/EP03/11201 | 37389-404000 |

FORM PCT/DO/EO/916 (371 Formalities Notice)